05-15-06

Attorney's Docket No.: 17084-004016 / 4020

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Gyula Hadlaczky et al.

Art Unit: 1632

Serial No.: 10/782,129

Examiner: Anoop Kumar Singh

Filed

Cust. No. : 20985

: February 18, 2004

Conf. No.: 5795

Title

: ARTIFICIAL CHROMOSOMES, USES THEREOF AND METHODS FOR

PREPARING ARTIFICIAL CHROMOSOMES

### Mail Stop Amendment

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

## TRANSMITTAL LETTER

#### Dear Sir:

Transmitted herewith are a Supplemental Information Disclosure Statement, Form PTO-1449 (1 page), copies of two U.S. Office Actions, cited non U.S. patent references, and a return postcard for filing in connection with the above-identified application. Because this Supplemental Information Disclosure Statement is filed prior to receipt of a first office action on the merits in the above-referenced application, no fee is due. However, should it be determined that a fee for filing these papers is required, the Commissioner is authorized to charge Deposit Account No. 06-1050, as stated below:

 $\boxtimes$ 

The Commissioner is hereby authorized to charge any fees that may be due in connection with this paper or with this application during its entire pendency to Deposit Account No. 06-1050. A duplicate of this sheet is enclosed.

Respectfully submitted,

Stephanie Seidman Reg. No. 33,779

Attorney Docket No. 17084-004016/4020 Address all correspondence to: Stephanie Seidman

Fish & Richardson P.C. 12390 El Camino Real San Diego, California 92130

Telephone: (858) 678-4777 Facsimile: (202) 626-7796 email: seidman@fr.com

> CERTIFICATE OF MAILING BY "EXPRESS MAIL" "Express Mail" Mailing Label Number EV 740124886 US

Date of Deposit May 12, 2006
I hereby certify that this paper is being deposited with the United States Postal "Express Mail Post Office to Addressee" Service under 37 CFR §1.10 on the date indicated above and is addressed to: Commissioned for Patents, U.S. Patent and Trademark Office, P.O. Box 1450 Alexandria, VA, 22313-1450.

Stephanie Seidman

Attorney's Docket No.: 17084-004016/4020



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PREPARING ARTIFICIAL CHROMOSOMES

#### Mail Stop Amendment

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

# SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT IN ACCORDANCE WITH 37 C.F.R. §§ 1.97-1.98

Because this Supplemental Information Disclosure Statement is filed before the receipt of a First Office Action on the Merits for the above-captioned application, a fee for filing this statement should not be due. If, however, it is determined that a fee is due, any fees that may be due in connection with filing this paper may be charged to Deposit Account No. 06-1050.

In accordance with the duty of disclosure imposed by 37 C.F.R. §1.56 to inform the Patent Office of all references known by Applicant or Applicant's representative that may be material to the examination of the subject application, Applicant's representative hereby provides this Supplemental Information Disclosure Statement that is prepared in accordance with 37 C.F.R. §§1.97-1.98. Forms PTO-1449 (1 page) and copies of the cited non U.S. Patent documents are provided herewith in connection with the above-captioned application. The documents cited on the Forms PTO-1449 are in the English language. Hence, in accordance with the requirements of 37 C.F.R. §1.98, as amended effective March 16, 1992, no further explanation of the listed items is necessary.

Provided herewith are copies of an Office Action with cited references. The action issued March 30, 2006, in connection with U.S. Patent Application Serial No. 09/724,726,

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Stephanie Selde

Applicant: Gyula Hadlaczky et al.

Serial No.: 10/782,129

Filed: February 18, 2004

Attorney's Docket No.: 17084-004016 / 4020 Supplemental Information Disclosure Statement

which is a divisional of U.S. Patent Application Serial No. 08/835,682 and ultimately claims priority to U.S. Patent Application Serial No. 08/629,822. The instant application is a continuation of U.S. Patent Application Serial No. 09/096,648, which is a continuation of U.S. Patent Application Serial No. 08/629,822. Hence this application and U.S. Patent Application Serial No. 09/724,726 claim priority ultimately to the same parent application.

Provided herewith are copies of another Office Action with cited references. The action issued May 8, 2006, in connection with U.S. Patent Application Serial No. 10/219,694 which is a divisional of U.S. Patent Application Serial No. 09/724,693 and ultimately claims priority to U.S. Patent Application Serial No. 08/629,822. The instant application is a continuation of U.S. Patent Application Serial No. 09/096,648, which is a continuation of U.S. Patent Application Serial No. 08/629,822. Hence this application and U.S. Patent Application Serial No. 10/219,694 claim priority ultimately to the same parent application.

Although these documents are made known to the Patent and Trademark Office in compliance with Applicant's duty of disclosure, such disclosure is not to be construed as an admission by Applicant or Applicant's representative that any of the references or information, singly or in any combination thereof, is effective as prior art against the subject application. In accordance with 37 C.F.R. §1.97(g and h), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. §1.56(b) exists.

Applicant: Gyula Hadlaczky et al.

Serial No. : 10/782,129

Filed: February 18, 2004

Attorney's Docket No.: 17084-004016 / 402O Supplemental Information Disclosure Statement

Applicant respectfully requests that the Examiner review the foregoing references and they be made of record in the file history of the above-captioned application.

Respectfully submitted,

Stephanie Seidman Reg. No. 33,779

Attorney Docket No. 17084-004016/4020

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Substitute For (Modified)	M P NO-1449	J LASSI. Der	partment of Commerce and Trademark Office	Attorney's Docket No. 17084-004016/4	02O	Application No. 10/782,129		
List of Patents and Publications for Applicant's Information Disclosure Statement				Applicant Gyula Hadlaczky et al.				
(37 CFR §1.98	B(b))			Filing Date February 18, 200	)4	Group Art Unit	t .	
			U.S. Paten	t Documents				
Examiner Initial	Desig. ID	Document Number	Publication Date	Patentee	Class	Subclass	Filing Date If Appropriate	
		none						

Foreign Patent Documents or Published Foreign Patent Applications								
Examiner Initial	Desig. ID	Document Number	Publication Date	Country or Patent Office	Class	Subclass	Trans Yes	lation No
		none						

Other Documents (include Author, Title, Date, and Place of Publication)					
Examiner	Desig.				
Initial	ID	Document			
	AA	Assaad et al. "Somatic and Germinal Recombination of a Direct Repeat in Arabidopsis" Genetics 132: 553-566 (1992)			

**Examiner Signature** 

Date Considered

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.